

ORIGINAL

(Del. Rev. 12/98)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOHNS SHIPKEY
ROCHELL D SHIPKEY
 (Name of Plaintiff or Plaintiffs)

08-554

NEW CASTLE COUNTY, A POLITICAL
SUBDIVISION OF STATE OF DELAWARE v. CIVIL ACTION NO. _____

MICHAEL P WALSH, SHERIFF
SHARON AUGUST, PROTHONOTARY OF
 (Name of Defendant or Defendants)
NEW CASTLE COUNTY, DELAWARE

COMPLAINT

Jurisdiction of this court is invoked pursuant to 28 U.S.C.5
 1331, 28 U.S.C.1343, and 28 U.S.C.52201. This action is brought pursuant
 1. To the 14 Amendment of United States Constitution
 This action is brought pursuant to 42 U.S.C. 1981, 1983, 1985 (3) and 1986,
 Article 4 and the 14 Amendment (Federal statute on which action is based)
 for discrimination related to 28 U.S.C.5. § 2261 discriminatory jurisdiction exists by virtue of
 against Plaintiff (In what area did discrimination occur? e.g. race, sex, religion)
 28 U.S.C.5 2201

(Federal statute on which jurisdiction is based)

2. Plaintiff resides at 609 WILDEI AVE
 (Street Address)

MINA NEW CASTLE COUNTY DE 19720
 (City) (County) (State) (Zip Code)

1302 656 5050
 (Area Code) (Phone Number)

3. Defendant resides at, or its business is located at SEE OTHER SIDE
 (Street Address)

(City) (County) (State) (Zip Code)

4. The alleged discriminatory acts occurred on 21, 6, 2007
 (Day) (Month) (Year)

5. The alleged discriminatory practice is is not continuing.

And OTHERS
 DUE PROCESS
 14 Amendment
 CONSPIRACY

298)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JOHNS SHIP/EX
ROCHELL D SHIP/EX

(Name of Plaintiff or Plaintiffs)

NEW

CASTIE COUNTY, A POLITICAL
DIVISION OF STATE OF DELAWARE. v. CIVIL ACTION NO. _____

DAEL P WARIS, SHERIFF
SHERIFF AUGUST, PROTHONOTARY OF
(Name of Defendant or Defendants)

CASTIE COUNTY, DELAWARE

COMPLAINT

Jurisdiction of this court is invoked pursuant to 28 U.S.C. 28 U.S.C. 1333, and 28 U.S.C. 1331. This action is brought pursuant to the 14 Amendment of United States Constitution. This action is brought pursuant to 42 U.S.C. 1981, 1982, 1983, 1985 (3) and 1986, Article 4 and the 14 Amendment (Federal statute on which action is based) elimination related to 28 U.S.C. 2201 discrimination practices by defendants. jurisdiction exists by virtue of Plaintiff (In what area did discrimination occur? e.g. race, sex, religion)

S. U.S.C.S 2201

(Statute on which jurisdiction is based)

Plaintiff resides at 609 WILDEI AVE
(Street Address)

NG NEWCASTLE COUNTY DE 19720
(City) (County) (State) (Zip Code)

302 656 5050

(Area Code) (Phone Number)

Defendant resides at, or its business is located at SEE OTHER SIDE
(Street Address)

DEFENDANTS

NEWCASTLE County,
a POLITICAL SUBDIVISION
OF STATE OF DELAWARE
87 READ WAY NEWCASTLE
County DE 19720

HERSHAL PROHIT ESG

NEW CASTLE COUNTY CASTLE COUNTY
GOVERNMENT CENTER 87

READS WAY NEWCASTLE
DE. 19720

MICHAEL P. WALSH SHERIFF
OF NEW COUNTY, DE,
NEW COUNTY COURT HOUSE
500 NORTH KING STREET
WILMINGTON DE. 19802 3783

SHARON AGNEW PROTHONOTARY
OF NEWCASTLE, DELAWARE
NEW COUNTY COURT HOUSE
500 NORTH KING STREET
WILMINGTON DE. 19802 3733

1. On October, 11, 2007, New Castle County had a judgment entered against Shipley 's Property for taxes in the amount of \$3,998.40 + costs, by the Prothonotary for the years of 2006-2007 Parcel no 10-010.30-052. *When Shipleys doesn't owe any TAXES for those years.*
2. John Shipley and Rochelle Shipley paid their taxes for the years of 2006-2007 on 7/20/2007 in the amount of \$1,825.03 which covered School Taxes for 2006, Sewer Tax, County Tax for years 2006 and 2007; School Taxes for 2007 were not due.
3. Now comes John Shipley begging court to stop these proceedings in the case here and not transfer my deed of title to anyone.
4. John Shipley does not recognize any law that allows the County to take anyone's property for doing work on their property and for removing cars off of their property.

Without their permission,

5. *On June 10 2008 Michael P Walsh Sheriff sold PROPERTY AT Sheriff SALE 609 WILDE AVE NEW CASTLE DE. 19720 Parcel 10-010. 30-052 either personally or through his SERVANT, agents, or Employee or deputies*

6. *Shipley entered Judgment against Shipley October 11 2007 either personally or through his servants agents or employees or deputies*

7. *Defendant Marshal Purushit ESS carried out all of these unconstitutional practices and discriminatory practices.*

Petition NUMBER 8

B. Now comes JOHN SHIPERX begging the
Court enter A STAY of all proceedings
IN CASE 07T-10-002, Now 2341
SUPERIOR COURT of the STATE OF DELAWARE.

9 NO COURT EVER GAVE THE defendants
a JUDGMENT AGAINST Shiperx PROPERTY

John S. Shiperx
John Shiperx
John S. Shiperx

WHEREFORE, Plaintiffs pray Your Honorable Court to enter judgment
against Defendants as follows:

1. To award damages to Plaintiffs against all Defendants in the amount of
THREE Million Dollars (\$3,000,000), together with interest and court costs.

6. Plaintiff(s) filed charges with the _____
(Agency)

_____ (Street Address) (City) (County) (State) (Zip)
regarding defendant(s) alleged discriminatory conduct on: _____
(Date)

7. Attach decision of the agency which investigated the charges referred in paragraph 6 above.

8. Was an appeal taken from the agency's decision? Yes No

If yes, to whom was the appeal taken? _____

9. The discriminatory acts alleged in this suit concern: (Describe facts on additional sheets if necessary)

ONE Through 89 on additional
Sheets

10. Defendant's conduct is discriminatory with respect to the following:

- A. Plaintiff's race
- B. Plaintiff's color
- C. Plaintiff's sex
- D. Plaintiff's religion
- E. Plaintiff's national origin

11. Plaintiff prays for the following relief: (Indicate the exact relief requested)

Stop the defendant from
taking my house

I declare under penalty of perjury that the foregoing is true and correct.

Dated: 29-AUG-2008

John A. Shifley
(Signature of Plaintiff)

OTT-10-000
Mon-23-1

M O N T I O N

TAKE WARNING

To all persons having or claiming to have any title, interest or lien upon the within described premises, take warning that unless the judgment for the taxes or assessment stated herein is paid within twenty days after the date hereof, or within such period of twenty days evidence of the payment of the taxes herein claimed shall be filed in the Office of the Prothonotary for New Castle County, Delaware, which evidence shall be in the form of a receipted tax bill or duplicate thereof, bearing a date prior to the filing of the lien in the Office of the Prothonotary for New Castle County, New Castle County may proceed to sell the property herein mentioned or described for the judgment for the taxes or assessments herein stated.

Name of Person in Whose Name Property is Assessed	Year or Years	Amount of Judgment for County Taxes
John S. and Rochelle D. Shipley	2006 – 2007	\$3,998.40 + Costs

Description of Property
As it Appears Upon Assessment Rolls
of New Castle County

609 Wildel Avenue
.33 Acres
Parcel No.:10-010.30-052

ISSUED this 11th day of Oct, A.D. 2007

Sharon A. [Signature]
Prothonotary, New Castle County
PER ~~RECEIVED~~ DEPUTY ~~RECEIVED~~
COURT OF DELAWARE
NEW CASTLE COUNTY

POSTED this 18th day of Oct, A.D. 2007

Sheriff New Castle County

Michael J. Waff

POSTED 12-28-07

TAXES

SUPPLEMENTAL
TAX BILLING

NEW CASTLE COUNTY
2/13/2008 11:20AM Rec: 0005 00028763
Loc: WIND WS:003 CR:020 PD:2/13/2008
Account Number:1001030052 WI
SHIPLEY JOHN S & ROCHELLE,
609 WILDEL AV
Paid by:
Property Tax Pmt \$713.87

NEW CASTLE COUNTY
2/13/2008 11:20AM Rec: 0005 00028764
Loc: WIND WS:003 CR:020 PD:2/13/2008
Account Number:1001030052 WI
SHIPLEY JOHN S & ROCHELLE,
609 WILDEL AV
Paid by:
Sewer Payment \$50.00
CA Paid \$765.00
CHANGE \$1.13

Exempt Codes
NONE

PAST DUE

TOTAL SCHOOL AND COUNTY TAXES DUE **687.91**

Bills are due and payable upon receipt. Statutory penalties will be applied if payment is not received by 10/31/2007 without regard to postmark.

Current amounts becoming past due will be assessed an immediate penalty of 6%. ALL accounts will be charged an additional 1% penalty on the first of every month thereafter.

Unpaid taxes constitute a lien against your property. Failure to make timely payment may subject your property to foreclosure.

PLEASE NOTE ANY CHANGE OF
MAILING ADDRESS ON THE REVERSE SIDE

COUNTY AND OTHER TAXES

For inquiries concerning your County tax bill, please call (302) 323-2600

Tax	Taxable Assessment	X	Rate/\$100 Assessment	X	%	=	Current Amount
Total Current Tax							0.00
Prior Balance							180.79
Penalty							10.85
TOTAL COUNTY AND OTHER TAXES DUE							191.64

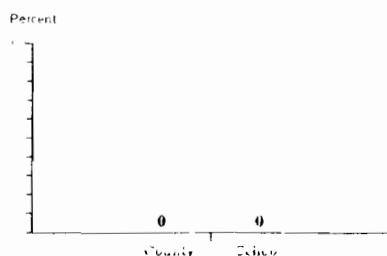
LOCAL SCHOOL DISTRICT TAXES STATE OF DELAWARE

are set by your school district and are collected by New Castle County as required by State laws concerning your school tax rates. Please call -
ational:

1 District	Taxable Assessment	X	Rate/\$100 Assessment	X	%	=	Current Amount
Total Current Tax							0.00
Prior Balance							468.18
Penalty							28.09
TOTAL SCHOOL DISTRICT TAXES DUE							496.27

713.87

Percentage of Current Taxes



THIS PORTION IS FOR YOUR RECORDS

NEW CASTLE COUNTY
7/29/2007 10:29AM Rec: 0009 00021626
Loc: WIND WS:003 CR:768 PD:7/29/2007
Account Number: 1001030052 WI
SHIPLEY JOHN S & ROCHELLE,
609 WILDEL AV
Paid by:
Sewer Payment \$115.25
CA Paid \$500.00
OK Paid \$500.00
OK Paid \$170.00
CA Paid \$36.00
CHANGE \$2.00

NEW CASTLE COUNTY
7/29/2007 10:29AM Rec: 0009 00021624
Loc: WIND WS:003 CR:768 PD:7/29/2007
Account Number: 1001030052 WI
SHIPLEY JOHN S & ROCHELLE,
609 WILDEL AV
Paid by:
Property Tax Pmt \$307.14

JS 44 (Rev. 12/07)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS <i>JOHN S SHIPLEY</i> <i>ROCHELLE</i>	DEFENDANTS <i>HERSHAI Pyrohit Esq.</i> <i>NEWCASTLE County Sheriff Sub-Deputy</i> <i>Michael Pyrohit Sheriff</i> <i>SHARON Agnew Prothonotary</i>
(b) County of Residence of First Listed Plaintiff _____ (EXCEPT IN U.S. PLAINTIFF CASES)	County of Residence of First Listed Defendant _____ (IN U.S. PLAINTIFF CASES ONLY)
<i>609 Vidae / RVK</i> <i>DE. 1302 6565050</i>	NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.
(c) Attorney's (Firm Name, Address, and Telephone Number)	Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)		III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)						
<input type="checkbox"/> 1 U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)	Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input checked="" type="checkbox"/> 2	<input type="checkbox"/> 4	<input type="checkbox"/> 4
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 3	<input type="checkbox"/> 5	<input type="checkbox"/> 5
		Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 4	<input type="checkbox"/> 6	<input type="checkbox"/> 6

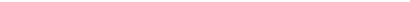
IV. NATURE OF SUIT (Place an "X" in One Box Only)					
CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input checked="" type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input checked="" type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395f) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions

V. ORIGIN (Place an "X" in One Box Only) 1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 29 U.S.C. 331, 28 U.S.C. 1347, 28 U.S.C. 3201 47 U.S.C. 1981, 1982, 1983, 1985, 1986
Brief description of cause: 6-11-14-44-15-5-5 For Taxes and interest owing TAXES FOR 2006 & 2007

**VII. REQUESTED IN
COMPLAINT:** **CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23** **DEMAND \$ 381,110.00** **CHECK YES only if demanded in complaint:
JURY DEMAND:** **Yes** **No**

VIII. RELATED CASE(S) (See instructions): **JUDGE** **DOCKET NUMBER**

IF ANY JUDGE DOCKET NUMBER _____
DATE 8-29-08 SIGNATURE OF ATTORNEY OF RECORD 

FOR OFFICE USE ONLY

AO FORM 85 RECEIPT (REV. 9/04)

United States District Court for the District of Delaware

Civil Action No. 08-552

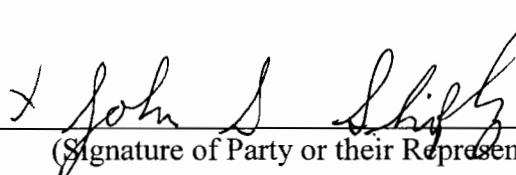
ACKNOWLEDGMENT
OF RECEIPT FOR AO FORM 85

NOTICE OF AVAILABILITY OF A
UNITED STATES MAGISTRATE JUDGE
TO EXERCISE JURISDICTION

I HEREBY ACKNOWLEDGE RECEIPT OF 4 COPIES OF AO FORM 85.

8/29/08

(Date forms issued)


(Signature of Party or their Representative)

(Printed name of Party or their Representative)

Note: Completed receipt will be filed in the Civil Action

OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

Peter T. Dalleo
CLERK

LOCKBOX 18
844 KING STREET
U.S. COURTHOUSE
WILMINGTON, DELAWARE 19801
(302) 573-6170

RE: C.A.# 0 8 - 5 5 4

CASE CAPTION: _____ v. _____

ACKNOWLEDGMENT OF RECEIPT FOR F.R.Civ.P. 4

I hereby acknowledge receipt of a copy of Rule 4 (Summons) of the Federal Rules of Civil Procedure, and understand that it is my responsibility to make service of process on defendants in accordance with this rule.

Date Received 8/29/08 Signed: _____
by Plaintiff: T. Dalleo Pro Se Plaintiff

Date Received 8/29/08 Signed: E. Shultz
by Clerk's office: _____ Deputy Clerk

Note: If you received Federal Rule 4 by mail, please sign this receipt and return it to:

Clerk
U.S. District Court
844 N. King Street
Lockbox 18
Wilmington, DE 19801

If applicable, Rule 4 mailed to plaintiff:

Date mailed

By Deputy Clerk

cc: Docketing Clerk